

AN ORDINANCE

99770

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXECUTE AN ADVANCE FUNDING AGREEMENT AND AUTHORIZING FUNDS IN THE AMOUNT OF \$1,994,049.35 PAYABLE TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION COSTS IN CONNECTION WITH THE I.H. 410 AND U.S. 281 OUTFALL IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICTS 9 AND 10; AUTHORIZING \$299,107.40 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$160,520.97 FOR EXPENSE RECOVERY, FOR A TOTAL AMOUNT OF \$2,453,677.72 FROM CERTIFICATES OF OBLIGATION; APPROPRIATING FUNDS; PROVIDING FOR PAYMENT; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager, Interim City Manager, Deputy City Manager, the Assistant City Manager, or an Assistant to the City Manager are hereby authorized to execute an Advance Funding Agreement with the Texas Department of Transportation (TxDOT) to provide drainage improvements in connection with the IH 410 and US 281 Outfall Improvements Project. A copy of the Agreement is attached hereto and incorporated herein as **Attachment I**. The amount of \$1,994,049.35 is hereby authorized for construction costs for the IH 410 and US 281 Outfall Improvements Project. The amounts of \$299,107.40 for construction contingency expenses and \$160,520.97 for expense recovery are hereby authorized

SECTION 2. The following financial adjustments are hereby authorized to effect this Ordinance:

- a.) The amount of \$2,453,677.72 is appropriated in Fund No. 43-161000, 2001 Drainage Improvements, in Index Code 942946, entitled "Transfer to Fund 43-099859 Loop 410/Nacogdoches". The amount of \$2,453,677.72 is authorized to be transferred from 43-161000 to fund 43-099859.

The budget in Fund No. 43-099859, Certificates of Obligation Capital Proj, shall be revised by increasing Index Code 148841, entitled "Trf Fr 43-161000", by the amount of \$2,453,677.72.

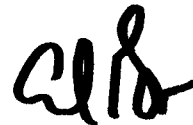
- b.) The amount of \$1,994,049.35 is appropriated in Fund No. 43-099859, Certificates Of Obligation Capital Proj, in Index Code 466391, entitled "Construction-TXDOT", and is authorized to be encumbered and made payable to the **Texas Department of Transportation** for construction in connection with the Loop 410 at Nacogdoches Drainage Improvements Project.

- c.) The amount of \$299,107.40 is appropriated in Fund No. 43-099859, Certificates Of Obligation Capital Proj, in Index Code 466309, entitled "Construction Contingency", and is authorized to be encumbered and made payable for construction contingency expenses in connection with the Loop 410 at Nacogdoches Drainage Improvements Project.
- d.) The amount of \$160,520.97 is appropriated in Fund No. 43-099859, Certificates Of Obligation Capital Proj, in Index Code 466417, entitled "Expense Recovery", and is authorized to be encumbered and made payable for expense recovery in connection with the Loop 410 at Nacogdoches Drainage Improvements Project.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. This ordinance shall be effective on the 3rd day of October, 2004.

PASSED AND APPROVED this 23rd day of September, 2004.

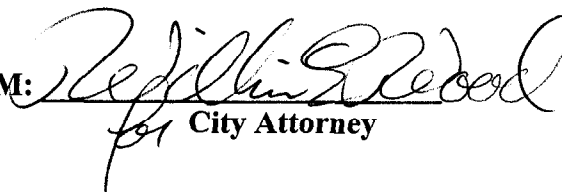


M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


for City Attorney

Agenda Voting Results

Name: 8. 99770

Date: 09/23/04

Time: 01:45:56 PM

Vote Type: Multiple selection

Description: 8. An Ordinance authorizing the City Manager or her designee to execute an Advance Funding Agreement and authorizing funds in the amount of \$1,994,049.35 payable to the Texas Department of Transportation for construction costs in connection with the I.H. 410 and U.S. 281 Outfall Improvements Project, located in Council Districts 9 and 10; authorizing \$299,107.40 for construction contingency expenses; authorizing \$160,520.97 for expense recovery, for a total amount of \$2,453,677.72 from Certificates of Obligation; appropriating funds; providing for payment; and providing for an immediate effective date upon passage by eight affirmative votes. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Notes: Motioned: RON H. SEGOVIA Seconded: PATTI RADLE Notes:

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7	Not present			
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR		x		